

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 780 – SB 751

April 10, 2015

SUMMARY OF ORIGINAL BILL: Changes from “at least 15 days in advance” to “at least 30 days in advance” the time period for which a municipality is required to publish notice in a newspaper of general circulation of a public hearing to be held for the purpose of amending by resolution the municipality’s plan of services.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENTS (005287, 005513): Amendment 005827 deletes and rewrites the bill in its entirety. Authorizes counties and municipalities to amend growth plans as often as necessary. Authorizes the mayor of any municipality in the county or the county mayor to propose an amendment to the growth plan by filing notice with the county mayor and with the mayor of each municipality in the county. Requires the county mayor upon receipt of such notice to take appropriate action to reconvene or reestablish the coordinating committee within sixty (60) days of the receipt of the notice. For amendments retracting an urban growth boundary and affecting only the municipality proposing it, the county mayor shall not be required to reconvene or reestablish the coordinating committee, but the amendment shall be submitted to the county legislative body and to the governing body of the municipality proposing it for their approval or disapproval within six months of the date the county mayor receives notice of the amendment.

After July 1, 2016, requires the county mayor to take appropriate action to reconvene the coordinating committee at least once every five years to review and revise or readopt the growth plan. After July 1, 2018, requires eligibility for certain loan and grant programs to lapse for those counties and municipalities with growth plans that are more than five years old, except for counties having a population according to the most recent decennial census that is within five percent and 2,500 of its population in the preceding census. Requires the county mayor to reconvene or reestablish the coordinating committee within one year of each future decennial census to review and revise or readopt the growth plan within three years of such census, or face the lapse of eligibility for certain loan and grant programs.

Requires the procedures for amending the growth plan be the same as the procedures in this section for establishing the original plan, except as previously provided in this act. Requires the coordinating committee to submit the proposed amendment with its recommendation either for or against the amendment to the county legislative body and to the governing body of each municipality within the county for their approval or disapproval within six months of the date of

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the coordinating committee's first meeting on the proposed amendment. After the proposed amendment is approved by the county legislative body, the governing body of each municipality, and the local government planning advisory committee, the amendment shall become part of the county's growth plan.

Authorizes a coordinating committee to be designated as a community and economic redevelopment board. Requires a joint economic and community development board to meet at least once per year and as often as necessary. Grants the community and economic development board with the powers of an industrial development corporation.

Amendment 005513 amends amendment 005287 such that eligibility for certain loan and grant programs lapsing for those counties and municipalities with growth plans that are more than five years old does not apply to any county having a population according to the most recent ten year census that is greater than 44.5 percent and 50,000 of its population in the preceding decennial census, which applies to Williamson County.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENTS:

Increase Local Expenditures – Exceeds \$1,000*

Assumptions for the bill as amended:

- This bill is not relevant to state operations.
- The bill requires a coordinating committee meeting in areas with at least five percent growth and a nominal increase of at least 2,500 residents over the last census period at least once every five years and once every ten years in counties with lower rates of growth.
- Committees may meet as often as deemed necessary.
- Based on information from the County Technical Assistance Service (CTAS), the costs related to this amended bill would be associated with more frequent coordinating committee meetings and the related required legal notices associated with increased committee meetings.
- On average, a legal notice costs \$108 to publish per notice.
- The exact annual average increase in local government expenditures cannot be determined; however, the mandatory and recurring increase in local expenditures is reasonably estimated to exceed \$1,000 statewide.

**Article II, Section 24 of the Tennessee Constitution provides that: no law of general application shall impose increased expenditure requirements on cities or counties unless the General Assembly shall provide that the state share in the cost.*

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in dark ink, reading "Jeffrey L. Spalding". The signature is written in a cursive style with a large, stylized "J" and "S".

Jeffrey L. Spalding, Executive Director

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